

**MINUTES OF THE REGULAR MONTHLY MEETING OF
THE TOWN BOARD OF THE TOWN OF NEW LEBANON
HELD ON MARCH 8, 2022**

Present: Tistrya Houghtling, Supervisor
Marianna Anthonisen, Councilmember
(Online)
Britt Buckenroth, Councilmember (Online)
Deborah Gordon, Councilmember
John Trainor, Councilmember

Recording Secretary: Marsha “Marcie” Robertson, Town Clerk

Others Present: Steve Powers, CAC Member & CSC Chair (Online)
Mary Young, NL Rep to CC Office for the Aging
Bruce Shenker, NL Rep to CC Env Mgmt Council & CSC
Member (Online)
Marc Anthonisen, CSC Advisor (Online)
Sharon Powers, BEDC (Online)
Monte Wasch, Planning Board & Ethics Board Member,
BEDC Chair (Online)
David Farren, CAC Chair (Online)
Ed Godfroy, LVPA
Jon Tingley, Town Attorney (Online)
Members of the Public (Online)

CALL TO ORDER:

The meeting was called to order at 7:01pm by Supervisor Houghtling. The meeting was held in person at the New Lebanon Town Hall, 14755 State Route 22 North, New Lebanon, NY 12125 and online via google meets with members of the public also being able to view the meeting at the following link: https://townhallstreams.com/towns/new_lebanon_ny

A moment of silence was held for Ukraine and was followed by the flag salute. The emergency exits were pointed out.

MINUTES:

The minutes of the **February 8, 2022 Regular Monthly Meeting** were reviewed.

A motion was made by Supervisor Houghtling, seconded by Councilmember Trainor and approved unanimously to approve the minutes as typed.

FINANCIAL:

Supervisor's Report:

The Supervisor's Report as of February 28, 2022 was available to the public via the Town Clerk's email and the Town website and the Town Board was emailed the Supervisor's Report by Supervisor Houghtling.

A motion was made by Councilmember Trainor to accept the Supervisor's report as typed. The motion was seconded by Councilmember Gordon.

Roll Call Vote:

Councilmember Buckenroth -	Aye
Councilmember Gordon -	Aye
Supervisor Houghtling -	Aye
Councilmember Trainor -	Aye
Councilmember Anthonisen-	Aye

PRIVILEGE OF THE FLOOR:

Ed Godfroy, LVPA: Ed announced that the LVPA held a special election at their meeting last night to replace their prior Chief, Matthew Larabee who recently passed away. They elected their First Assistant Chief, Steve Houghtling as the new Chief and Cory Bevens from car 3 to First Assistant Chief.

He also reported that the LVPA has quite a few new members. They had two new probationary members last night, they are having great turn outs at drills, they just had a special training session in East Chatham with a full group and they are getting a large influx of young people. Older members are now coming back to participate as well.

The LVPA is still in the process of investigating a new fire department building, a preliminary plan has been sent to a builder and he has come back with a couple of ideas. They are going to have a meeting with the builder in the near future. Everything is very preliminary at the moment so they can't really give a more detailed update to the public but if anyone has any questions Ed encouraged them to reach out to Councilmember Trainor, Chief Houghtling, or himself and they will get back to them.

Supervisor Houghtling checked her email and she has not received any emails for this privilege of the floor.

BUDGET AMENDMENT #2 OF 2022:

Supervisor Houghtling stated the we received a grant for the EV charging station and part of that grant funding will pay the NYSEG for the first two years of electricity usage on that NYSEG meter so they are setting up a .41 account for all of the bills that will get paid out of

there because it is a reimbursable. We will pay all of the bills and then submit for reimbursement, for tracking purposes it is easier to have its own account.

The highway budget amendment is if the Town Board moves forward with the purchase resolution for the backhoe as discussed at the last meeting, they plan to purchase it outright, not finance. They do have money within the budget to do this, it just needed to be moved from the appropriated funds balance and the principal and interest budget lines to the machinery budget line.

General Fund:

\$ 750.00 from A-02770.3 (Misc. Revenue – EV Station)
\$ 750.00 to A-8797.41 (Climate Smart – EV Meter)

Highway Fund:

\$ 21,344.00 from DA-9710.6 (Serial Bond - Principal)
\$ 553.00 from DA-9710.7 (Serial Bond - Interest)
\$ 44,860.00 from DA-003409 (Appropriated Fund Balance)
\$ 66,757.00 to DA-5130.2 (Machinery - Backhoe)

A motion was made by Supervisor Houghtling to approve the above noted budget amendment #2 of 2022 as typed. The motion was seconded by Councilmember Gordon.

Roll Call Vote:

Councilmember Buckenroth - Aye
Councilmember Gordon - Aye
Supervisor Houghtling - Aye
Councilmember Trainor - Aye
Councilmember Anthonisen- Aye

AUDIT OF BILLS:

2022 Bills:

Highway No. 15, in the amount of \$3,165.45;
As listed on Abstract No. 2A dated March 8, 2022.

General Nos. 70 through 101, in the amount of \$60,440.69;
Highway Nos. 16 through 28, in the amount of \$39,047.68; and
Escrow Nos. 3 through 4, in the amount of \$481.25;
As listed on Abstract No. 3 dated March 8, 2022.

A motion was made by Supervisor Houghtling to pay the bills. The motion was seconded by Councilmember Trainor.

Roll Call Vote:

Councilmember Buckenroth - Aye
Councilmember Gordon - Aye

Supervisor Houghtling -	Aye
Councilmember Trainor -	Aye
Councilmember Anthonisen-	Aye

OLD BUSINESS:

911 Tower Application:

Supervisor Houghtling stated that the Town Attorney, Jon Tingley will give the Town Board a general overview on what the board is tasked at deciding at tonight's meeting.

Attorney Tingley stated that at tonight's meeting he is going to provide the framework on what the Town Board needs to make a determination on at this juncture on the County 911 proposed tower. He stated from a general perspective, the Town as they know has the authority to regulate land use and it does so through its zoning law and through its telecommunication facilities law, which combined requires projects to go through a review process that can be time consuming and expensive. He stated that there is a reasonable basis for that which is to preserve the health, safety and general welfare of the community by making sure that uses are designed properly and are compatible with one another. He stated, as a general rule all projects must comply with the town zoning and the telecommunications facilities law, however there are some exceptions. The first exception is where there is an express statutory provision that says that an entity or a project need not comply, then that project or entity is exempt. The second exemption is not stated in a statute or a regulation but is instead called the balancing of public interest tests, which is a test established by the highest court in NY State to decide when a government entity is immune from the land use regulations of another government entity.

Attorney Tingley stated that what the Town Board will be considering tonight is whether or not the County is exempt from the towns zoning law and telecommunications facilities law with respect to this particular County 911 radio telecommunications tower proposal. He stated that from an express statutory exception perspective, the telecommunications law that was adopted by the town includes the following language:

“Notwithstanding anything to the contrary in this section, no special use permit shall be required for those noncommercial exceptions noted in § 189-6.”

He continued, 189-6 provides:

“The following shall be exempt from this chapter:

A. The Town's fire, police, Department of Transportation or other public service facilities owned and operated by the local government.”

Attorney Tingley stated that the first consideration that the board should look at is whether or not this exemption applies to the County 911 Tower proposal. In doing that, the

board's job is to interpret the language of that provision and in doing that, the board's role is to effectuate the intent behind the provision. He continued, in order to do that they first look at the language of the provision itself and sometimes there are clues in that language as to what was intended when it was adopted. He pointed out that it is not about the person or entity that drafted the language, in terms of what was intended, nor is it necessarily about what one particular member may have thought at the time. What really matters is what the overall intent of the provision is based on the language that is there.

He stated the language that is there, there are couple aspects that he pointed out. The first is that it does use the term "*The Town's*" followed by a number of different types of public service entities or facilities and at the end of the provision it refers to "*The Local Government*", one canon of statutory construction that is often used by courts in interpreting a statute is that where you use a term if you want to mean the same thing, you use the same term. If that was applied in this case then the provision, if it was to be limited to the town, would read the Town's fire, police, etc. or other public service facilities owned and operated by the town. He continued, if that statutory construction canon is applied here then you have to presume that the term "The Local Government" meant something different than "The Town". Having said that, he then said they could also read that provision as a whole and say that although they use different terms, they meant the same thing. He pointed out that the provision refers to the town's police and department of transportation and it is his understanding that the Town of New Lebanon doesn't have a Police Department or a Department of Transportation. The town has a Highway Department but not a Department of Transportation. In this provision, the terms Department of Transportation are capitalized which signifies to him that it is referring to an agency and, in his view, he gets the sense that it is referring to a state agency there or something similar. He stated that those are all things to consider, that provision not only uses two different terms "The Town" versus "The Local Government" but also refers to agencies that the town doesn't even have.

Attorney Tingley continued to state that the first prong of the analysis to determine whether or not the County is exempt from the town's telecommunications facilities towers law and also the town's zoning law is to determine whether or not the county is within the meaning of the term "Local Government" in that provision. If the board concludes that the County is within the meaning of term "Local Government" in that provision, then it is his recommendation that the Town Board make a finding that the County is exempt from the town's zoning and telecommunications facilities tower law with respect to that particular County 911 tower proposal.

Attorney Tingley started to discuss the second prong, as he stated earlier, is the balancing of public interest tests.

Supervisor Houghtling stated before the attorney continued, she wanted to make clear that the board only goes to the next step or prong as the attorney refers to it, if the County is

found **not** exempt from the town's zoning and telecommunications facilities law based on the way the town's code is currently written.

Attorney Tingley stated that what Supervisor Houghtling just said was generally correct. If the board determines that this statute exemption that he went over exempts the County, there is no need to go onto the next step. He continued to state that the next test is the balancing of the public interest test, in the highest court in the state around the 1980's and it determined that in some cases one government entity will not be subject to the land use regulation of another government entity and to determine when that exemption applies you balance the public interest of both parties. You have the County who has submitted a letter that reflects that the tower is for County 911 purposes to increase coverage, provide more reliable coverage and on the other hand you have the town's telecommunications facilities law and zoning law which has aspects of public interest as well, protecting aesthetics, safety, environmental considerations, things of that nature. The board would have to balance those public interests and if the land use regulations of the town is unnecessarily impeding the county's pursuit of the public interest that it has in the project, then the board would find that the county is exempt under the balancing of public interest tests. He stated that there are a whole host of factors that they would consider but the general proposition is if the government entity that's seeking to be immune from land use regulations is pursuing a purpose that has an important public purpose, then it is generally considered to be exempt. That is to be contrasted with a situation where a government entity is pursuing a project that is more inline with something that a private entity could and would do.

Attorney Tingley summarized, first to consider whether or not the county is exempt under that statutory exemption under the town's telecommunication facilities law and then if the answer to that is no, not exempt under that to move onto the balancing of public interests tests to determine whether or not it would be exempt under that. He noted that the town board makes the initial determination on the exemption, if the county is aggrieved by that decision or if the public is aggrieved by that decision either one of those parties can challenge the board's decision in court and then a court will decide whether the board made the right decision or not based on these tests.

Supervisor Houghtling stated that they should do phase one first, look at the code 189-6 that the attorney referred to. She stated that this code was written in 2005, the town did not have Police Department or a Department of Transportation in 2005. If she took the entire section (A) and think that they were referring only to the town in that section, they put two departments that don't even exist within the town. She stated that the way she would read it would be the town's fire as one entity and we have a fire department; Police, which to her could be the Sherriff's Office or the NY State Police; Department of Transportation, County, State there are a few or other public service facilities owned and operated by the Local Government.

Supervisor Houghtling stated that there are definitions of what Local Government means, she googled the definition of local government and the first thing that came up is from Oxford Languages, the Oxford Dictionary; “The administration of a particular town, county or district with representatives elected by those who live there”. She stated that the definition of local government includes county. She also gave a recent example where people assumed local government meant the town but it did not. When COVID happened, New York State said “The mask mandate will be enforced by the Local Government”. These statements were made over and over again. She stated that she received so many calls from people asking who in the town is the enforcement for the mask mandate. She clarified that it is the Columbia County Department of Health determining these mandates.

Supervisor Houghtling stated that to her as one of five on the Town Board, the interpretation of 189-6 is very clear for multiple reasons. If it meant the Town, it would have used the same language that was used in the beginning, “The Town’s fire or other public service facilities owned and operated by the Town”. It did not, to her Local Government then means something different than the Town, otherwise they would have continued the language they used in the beginning. She stated that the definition of Local Government very clearly includes the County and the town doesn’t have a Police or a Department of Transportation. Based on all three of these things, she takes it to mean that the County is one of the things that would be exempt through local government.

Councilmember Anthonisen stated that it seemed ambiguous to her. The fact that it was written in 2005 also mentioning that the State Police are moving to Chatham.

Supervisor Houghtling responded, potentially but she didn’t think that was relevant because whether we have a State Police barracks in New Lebanon or not, there could be some need like a 911 need for telecommunications tower up in our town. The County 911 doesn’t have an office in New Lebanon but they are looking to put a 911 tower up.

Councilmember Anthonisen questioned what due diligence is being done for maintenance or care, usage or electric bills, what is to guard the town against any potential liability of this tower being built as a town, is the town negligent in some way going ahead and assuming that the county is going to take responsibility and do due diligence on this matter.

Attorney Tingley responded, that the Town as he understands has no direct involvement in this project other than at this stage to determine whether or not this project is subject to its regulation which is a purely legal analysis that is not going to determine one way or another whether or not the town faces liability if something happens. If the town was designing or building the tower or if the town applied its regulatory authority in a way that was inconsistent with the way that it should be applied, then he could see potential liability. He stated again, at this stage the town board is only deciding whether or not the project is subject to the town’s regulation. There is no liability that he can see beyond facing a case that would be challenging the board’s decision in that regard. This could happen regardless of which way the board decides it.

Supervisor Houghtling stated that she wanted to reiterate to the Town Board that their decision can't be based on what they think should happen or on how they wish the code were written. If they want to change the code moving forward to clarify that it is only the Town that is exempt, if that is their intention, they can do that for any **future** applications that come in but what is in front of the Town Board right now has to be interpreted based on how the code is currently written at this time. She stated that the things that Councilmember Anthonisen mentioned are unfortunately irrelevant in this decision. They have to look at is the code written in a way that they interpret that would exempt the County or is it written in a way that they don't think would exempt the County.

Councilmember Trainor asked if that meant they would be looking at the County as a Local Government.

Supervisor Houghtling responded, right. She stated that she is saying in her opinion the definition of Local Government includes the County and the way that she sees the code written it very clearly exempts the County. She clarified that they can't change the code, do any other Town Board members have a different interpretation of the code as it is currently written than she just presented?

Attorney Tingley added the principal that relying on a dictionary definition to interpret a term in a law is appropriate if the term itself has not been defined in that law. The term Local Government isn't defined in this chapter of the town's code, he thinks that a court would find it appropriate if the town relied on a dictionary definition of that term.

Councilmember Anthonisen asked if there is any vice versa to that because it is not really defined?

Attorney Tingley responded, yes there are a lot of statutory construction canons that a court will apply and interpreting the law. He stated that the goal in interpreting any statute is to determine what the intent of the provision is based on the language that is used.

Councilmember Anthonisen, Attorney Tingley and Supervisor Houghtling held further discussion. Supervisor Houghtling reminded the board that what they are to determine tonight is does "Local Government" mean the County, that is it. All of the discussion is good but it is not relevant to the decision in front of the board for tonight's meeting.

Councilmember Gordon stated that she thinks this is pretty clear, because as Supervisor Houghtling pointed out, when this law was written, the town didn't have a Police Department or a Department of Transportation so she stated that she would not take this sentence to imply that it does. She stated that she interprets it as a list of the types of public service facilities that shall be exempt. She continued, the Town's fire, Police, Department of Transportation and other public service facilities owned and operated by the

Local Government and if she were to write this and she wanted to say County Government and other public facilities owned and operated by the County Government, then she would say the County Government. She stated that she thinks it is stretching to suggest that the sentence starts out talking about the town and just morphs somehow into talking about the county. She stated that they could say county if they meant county.

Councilmember Trainor stated that he thinks he looks at it differently than Councilmember Gordon does. He would be inclined to say that could exempt them.

Supervisor Houghtling asked Councilmember Gordon if they were talking just town when they talked local government why would they include police if we have no police department?

Councilmember Gordon responded to Houghtling, because they are talking about the types of organizations that would be exempt, not necessarily the specific organizations, they're public service organizations. She stated that it seems to her that they are generalizing and not talking specifically about the town in 2005.

Councilmember Gordon, Supervisor Houghtling and Attorney Tingley held further discussion on the wording in the code and if it was intended to include the county in the meaning of local government.

Councilmember Buckenroth stated that when you Google local government, you get multiple definitions, some say county and some don't. She stated that she was getting lost in the discussion about the definition. She stated that they are going to vote on whether or not this one sentence in this part of the law is accurate?

Attorney Tingley stated that the board is going to vote on whether or not the county's proposal is exempt from the Town's telecommunications law. He stated that they look at the exclusion under 189-6 and decided whether or not paragraph A applies to the county's proposal. If it does, then the county's proposal is exempt. He pointed out that this law was adopted by the Town Board back when it was adopted, not at the state or county level. This is a Town Board legislative act that was adopted and he thinks that matters in determining whether or not certain things were considered or not, you would presume that the Town Board members would have familiarity with the town's structure.

Supervisor Houghtling stated that she did get two emails. She stated that they don't usually open to public comment during a conversation, but she thinks if they were there in the public, she would hear from them.

Supervisor Houghtling read the following e-mail from **Mr. Muadin**:

County government is not local, i.e., Town Government.

Supervisor Houghtling responded, absolutely, if it said Town government it is very clear that it means Town Government but Local Government in many definitions does include the County.

Supervisor Houghtling read the following e-mail from **Jim Carroll**:

What was the intent of the author of the telecommunications law re: the exemptions?

Supervisor Houghtling responded that she didn't think the intent of the author matters. The author isn't the one that adopted it, the Town Board adopted it.

Did he know there was no transportation dept. etc? Did he mean for local to mean county or town?

Supervisor Houghtling responded that the Town Board that adopted this Local law certainly knew that we did not have a Police Department or a Department of Transportation.

Who was our legal counsel at the time and why didn't he/she catch and explain this?

Supervisor Houghtling responded that she does not know who the legal council was in 2005. Maybe there was nothing to catch, maybe it was the intention of that Town Board to exempt the county for things such as a 911 Tower which is a perfectly reasonable project you would exempt a government from, it is for public safety.

Attorney Tingley stated to refresh, if you look at 189-5, that is where the requirement comes into play for when someone does need a special use permit under this chapter. You cannot build one of these things without a special use permit. It then goes on to say in the last sentence, "*Notwithstanding anything to the contrary in this section, no special use permit shall be required for those noncommercial exceptions noted in § 189-6.*" If you look at 189-6, A through E you get a sense of what types of exceptions the Town Board when it adopted this legislation was looking at as excepting from the requirement for special use permit. If you read this as a whole you may get a sense of what they were intending by looking at all of those provision together.

With this streaming system, how do you talk to the board during privilege of the floor? There is no microphone.

Supervisor Houghtling responded that you email her any privilege of the floor you have and when they get to POF at the end of the meeting she reads your email.

Councilmember Trainor stated that if you look at the county as being the same as local government, he'd be inclined to exempt the county and proceed to step two.

Further discussion took place between the attorney and board members. Supervisor Houghtling stated to clarify for the record, that 911 is not a 5G signal. She received verification from Dick Comi and the county that what is being proposed is not 5G.

Councilmember Anthonisen stated that she is on the fence about making a decision due to the ambiguity of this and the different definitions.

Supervisor Houghtling stated that they have to make a decision one way or the other tonight.

A motion was made by Supervisor Houghtling to determine that the County 911 tower application is exempt from Chapter 189 per the definition of exemptions in 189-6. The motion was seconded by Councilmember Trainor.

Roll Call Vote:

Councilmember Buckenroth -	Aye
Councilmember Gordon -	Nay
Supervisor Houghtling -	Aye
Councilmember Trainor -	Aye
Councilmember Anthonisen-	Nay

Supervisor Houghtling stated that the motion passed.

Attorney Tingley stated that we do not need to go to the phase two interpretation. If the board were to go onto that, any decision would be a backup to this decision.

Supervisor Houghtling asked Attorney Tingley if he recommends having a backup in case of litigation?

Attorney Tingley responded, what would happen if there is litigation challenging this decision and if the court were to decide that the board decided wrongly, it would get sent back to the town board to do the County of Monroe balancing test or the court may apply that test on its own. He stated that it is really up to the board on whether or not they want to go through that County of Monroe balancing test.

Supervisor Houghtling asked for Attorney Tingley's legal interpretation, if he is comfortable giving it, since he knows the County of Monroe situation very well and he is very familiar with this application. Supervisor Houghtling stated that her understanding is that if they go to phase two it seemed pretty clearly to be exempt, would he agree with that.

Attorney Tingley responded yes, but you never know what judge you'd get that may disagree with him. He stated that in this case he thinks because the County is proposing a

project that is going to be providing 911 dispatching and communication services that a court would likely view this as being the type of project that would be exempt under that balancing test.

ARPA Funds – Public Input Next Steps & Proposal From LaBerge:

Councilmember Buckenroth reported that they surveyed the Town Board for suggestions on how to spend the ARPA Funds and they came up with a thirteen questions survey. The survey is split into two parts, part one is called quick wins or smaller projects and part two is long term or bigger scale projects. They did a scale of 1 to 5, 1 being low priority and 5 being high priority.

Councilmember Buckenroth went over the draft survey that she put together with the rest of the Town Board and the board held discussion to decide what items are to go on the survey that will be sent out to the public for their input.

Supervisor Houghtling stated that LaBerge sent a proposal that included sending the survey. Supervisor Houghtling thinks the board is good to do that in house. She suggests that once they have the survey results back and are ready to discuss specific projects that polled well for funding to bring LaBerge in at that time. LaBerge cannot really give any price quotes for the costs in grant funding until they know what projects the town will be looking for grant money for because their costs vary depending on the grants being applied for. The Town Board tabled the proposal from LaBerge at this time.

Due to illness, Councilmember Buckenroth left the meeting at this time.

Backhoe Purchase Resolution:

Supervisor Houghtling waived the reading of the resolution and asked that it be included in the minutes.

TOWN OF NEW LEBANON

RESOLUTION #11, 2022

PURCHASE OF 2022 CASE LOADER/BACKHOE MODEL #580SN WT FOR HIGHWAY

MARCH 8, 2022

At the Regular Monthly meeting of the New Lebanon Town Board, held at the New Lebanon Town Hall, 14755 NYS Route 22, New Lebanon, New York, duly held on the 8th day of March, 2022, the following Resolution was proposed and seconded:

Resolution by Councilmember Trainor

Seconded by Supervisor Houghtling

***PURCHASE OF 2022 CASE LOADER/BACKHOE MODEL #580SN WT
FOR HIGHWAY DEPARTMENT PURPOSES***

WHEREAS, the Town of New Lebanon Highway Superintendent, Jeffrey Winestock, has requested the purchase of one (1) 2022 CASE 580SN WT Loader/Backhoe, as set forth on the attached Quote Summary (hereinafter, the “Equipment”) for highway department purposes; and

WHEREAS, the Equipment is available pursuant to NYS OGS Contract PC#69383 from Monroe Tractor, 423 Old Loudon Road, Latham, NY 12110 (the “Vendor”), in the total purchase price amount of \$110,257.00, minus a trade in amount of \$43,500.00 from the 2016 CASE 580SN WT Serial #NFC723168, for a total amount due of \$66,757.00; and

WHEREAS, pursuant to General Municipal Law § 103, the Town of New Lebanon may piggyback upon NYS OGS Contract PC#69383 to purchase the Equipment from Vendor without the need to engage in competitive bidding; and

WHEREAS, the Town of New Lebanon Town Board has budgeted \$21,344 for principal on a serial bond for new equipment and \$553 for interest on a serial bond for new equipment in the 2022 Highway Budget and there is \$44,860 in highway appropriated fund balance that the town wishes to utilize to purchase the Equipment outright without use of a bond nor loan; and

WHEREAS, the Town of New Lebanon Town Board has approved Budget Amendment #2 of 2022, bringing forward \$21,344 from DA-9710.6, \$553 from DA-9710.7 and \$44,860 from DA003409 into DA-5130.2 for a total balance of \$66,757 brought into DA-5130.2 for the purposes of purchasing the Equipment; and

WHEREAS, the Town of New Lebanon Town Board deems it to be in the public interest to approve the purchase of the Equipment;

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of New Lebanon hereby approves the purchase of the Equipment under NYS OGS Contract PC#69383 from Vendor, as proposed by Highway Superintendent Jeffrey Winestock for an amount not to exceed \$66,757.00 in accordance with the attached Quote Summary; and

BE IT FURTHER RESOLVED, by the Town Board of the Town of New Lebanon that, with the total purchase price of \$110,257.00, minus trade in of \$43,500.00 for a total amount to be paid of \$66,757.00 from DA-5130.2, the Highway Superintendent is authorized to execute a contract in the name of the Town of New Lebanon Highway Department to purchase the Equipment from Vendor.

Upon the question of the foregoing Resolution, the following Town Board Members voted “Aye” or “Nay” for said Resolution:

Roll Call Vote:

Councilmember Britt Buckenroth
Councilmember Deborah Gordon

Absent
Aye

Supervisor Tistrya Houghtling	Aye
Councilmember John Trainor	Aye
Councilmember Marianna Anthonisen	Aye

The Resolution, having been approved by a majority vote of the Town Board, was declared duly adopted by the Supervisor of the Town of New Lebanon.

Dated: March 8, 2022

Marcie Robertson

Town Clerk

Town of New Lebanon

Plowing of EV Charging Station:

Supervisor Houghtling stated that we did not receive any bids and we are almost to the end of winter. They will revisit this in the fall.

Introductory LL#1 of 2022 – Zoning Use Table Amendment:

Supervisor Houghtling stated they held the Public Hearing prior to this meeting.

A motion was made by Supervisor Houghtling to adopt Part 2 of the Environmental Assessment Form in connection with Introductory Local Law No. 1 of 2022 as prepared by the Attorney for the Town. The motion was seconded by Councilmember Trainor.

Roll Call Vote:

Councilmember Buckenroth -	Absent
Councilmember Gordon -	Aye
Supervisor Houghtling -	Aye
Councilmember Trainor -	Aye
Councilmember Anthonisen-	Aye

A motion was made by Supervisor Houghtling to adopt a Negative Declaration under SEQRA in connection with Introductory Local Law No. 1 of 2022 in the form of Part 3 of the Short Environmental Assessment Form as prepared by the Attorney for the Town. The motion was seconded by Councilmember Gordon.

Roll Call Vote:

Councilmember Buckenroth -	Absent
Councilmember Gordon -	Aye
Supervisor Houghtling -	Aye
Councilmember Trainor -	Aye
Councilmember Anthonisen-	Aye

A motion was made by Councilmember Anthonisen to enact Introductory Local Law No. 1 of 2022 as Local Law No. 1 of 2022 and to authorize and direct the Town Clerk and Town Supervisor to transmit Local Law No. 1 of 2022 to the New York Secretary of State for filing in accordance with the Municipal Home Rule Law. The motion was seconded by Councilmember Gordon.

Roll Call Vote:

Councilmember Buckenroth -	Absent
Councilmember Gordon -	Aye
Supervisor Houghtling -	Aye
Councilmember Trainor -	Aye
Councilmember Anthonisen-	Aye

Update On Landfill & PFOA/PFAS Testing Through DEC :

Landfill:

Supervisor Houghtling stated that Steve Powers took the towns landfill file and created a “Facts and Timeline” that traces what has happened over the past years with the landfill. Supervisor Houghtling pointed out that in 2013 DEC approved a closure plan and we are still on a waiting list, DEC only has \$50,000 a year for inactive landfills. New Lebanon’s cost would be in the \$2 Million range. Supervisor Houghtling stated that she is writing a letter to our State Legislators asking them to allocate funding to the closing of inactive landfills. She stated that there is funding available in the Governor’s budget that can be allocated towards this cause. In summary, the town is actively working on the landfill closure and will keep the board and the public updated as they go.

PFOA/PFAS Testing Through DEC:

Supervisor Houghtling stated that the town is working on the water testing. DEC is doing the landfill testing and DOH is responsible for the school water testing. At this time DOH is not doing water testing around the school area because the results have not risen to the level that deems testing in surrounding areas but DEC is re-testing the wells around the landfill.

Supervisor Houghtling stated that she is meeting tomorrow as a town with Steve Winkley, David Farren, Peg Munves and Bill O’Neill to discuss getting the word out to residents. DEC cannot give them the list of the wells that they are testing, so they are planning to send out a blanket letter to people, some which might not get a letter from DEC, to let them know that they might get a letter from DEC offering to test their well and the town strongly encourages them to do so and to please let the town know if they receive said letter from DEC and hopefully agreeing to share their results with the town.

Supervisor Houghtling stated that she is encouraging DEC to use the map originally provided by Barton & Loguidice showing the down gradient wells from the landfill and some around the high school that the town feels should be tested.

Community Solar Addition:

Supervisor Houghtling stated that the CSC wants the town to piggyback with the County community solar to add two providers to the town's community solar offerings. The town currently has Ampion and this resolution would give the town two additional providers to go with. She stated that they will advertise and inform the community on all three options.

Supervisor Houghtling waived the reading of the resolution and asked that it be included in the minutes.

TOWN OF NEW LEBANON

RESOLUTION #12, 2022

AMENDMENT TO RESOLUTION SUPPORTING NEW LEBANON COMMUNITY SOLAR CAMPAIGN

MARCH 8, 2022

At the Regular Monthly Meeting of the New Lebanon Town Board, held at the New Lebanon Town Hall, 14755 NYS Route 22, New Lebanon, New York, duly called and held on the 8th day of March 2022, the following Resolution was proposed and seconded:

Resolution by Supervisor Houghtling

Seconded by Councilmember Trainor

AMENDMENT TO RESOLUTION SUPPORTING NEW LEBANON COMMUNITY SOLAR CAMPAIGN

WHEREAS, the Town of New Lebanon Town Board approved a Community Solar program for New Lebanon residents on Nov. 10, 2020; and

WHEREAS, the Town of New Lebanon selected Ampion as its partner for Community Solar; and

WHEREAS, the Columbia County Climate Smart Communities Task Force solicited and vetted Community Solar provider proposals, and at a Task Force meeting held on the 6th day of January 2022 made recommendation to the Columbia County Board of Supervisors that both Astral Power and Nexamp be selected for the countywide Community Solar Campaign; and

WHEREAS, at a meeting held on the 9th day of February 2022, the Columbia County Board of Supervisors resolved to initiate a countywide Community Solar campaign with both Astral Power and Nexamp to jointly promote offers to residents, businesses, and governmental and non-governmental organizations to subscribe to offset their electric consumption with solar energy from existing and developing solar projects throughout New York State; and

WHEREAS, the Town of New Lebanon shall be able to take advantage of community solar and receive 50% of each residential incentive for New Lebanon residents that is provided by Astral Power and Nexamp to Columbia County.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of New Lebanon, that the Town of New Lebanon agrees to piggyback on the county campaign and initiate a town-wide Community Solar campaign with Astral Power and Nexamp; and

BE IT FURTHER RESOLVED, by the Town Board of the Town of New Lebanon, that the New Lebanon Climate Smart Community Task Force shall subsequently undertake the following steps:

- Initiate the campaign by publicizing and promoting Community Solar opportunities to prospective customers; and
- Submit the required documentation to the CSC and CEC programs for credit and to qualify for grant funding for future climate and clean energy work in the county.

Upon the question of the foregoing Resolution, the following Town Board Members voted “Aye” or “Nay” for said Resolution:

Roll Call Vote:

Councilmember Britt Buckenroth	Absent
Councilmember Deborah Gordon	Aye
Supervisor Tistrya Houghtling	Aye
Councilmember John Trainor	Aye
Councilmember Marianna Anthonisen	Aye

The Resolution, having been approved by a majority vote of the Town Board, was declared duly adopted by the Supervisor of the Town of New Lebanon.

Dated: March 8, 2022

Marcie Robertson

New Lebanon Town Clerk

NEW BUSINESS:

Policy Review – Procurement Policy & Code of Ethics:

Supervisor Houghtling stated that they recently updated the Code of Ethics and the Procurement Policy hasn't been updated recently but it looks good to her. No other Town Board members noted any changes to be made to either the Code of Ethics or the Procurement Policy.

A motion was made by Supervisor Houghtling, seconded by Councilmember Trainor and approved unanimously with the exception of Councilmember Buckenroth who is absent to mark the Procurement Policy and Code of Ethics as reviewed by the Town Board in 2022 with no amendments.

Comprehensive Plan Action Items – Direct Committee To Take Action:

Supervisor Houghtling stated that last month they did four directives out of the Comprehensive Plan. This month there are three:

A motion was made by Supervisor Houghtling, seconded by Councilmember Gordon and approved unanimously with the exception of Councilmember Buckenroth who is absent to direct the CAC to propose Critical Environmental Areas (CEAs) to the Town Board by December of 2022.

A motion was made by Supervisor Houghtling, seconded by Councilmember Trainor and approved unanimously with the exception of Councilmember Buckenroth who is absent to direct the ZRC to review previously proposed overlay zones, update them as necessary, and propose accompanying standards with a proposal for the adoption of overlay zones to the Town Board by June of 2023.

A motion was made by Supervisor Houghtling, seconded by Councilmember Gordon and approved unanimously with the exception of Councilmember Buckenroth who is absent to direct the CSC, with CAC assistance, to update the Town's Hazard Mitigation Plan, taking into consideration the 2021 climate vulnerability study with a draft updated Hazard Mitigation Plan to be submitted to the Town Board by December of 2022.

Little League Contract for 2022:

Supervisor Houghtling stated that there are no proposed changes with the exception of dates, addresses and a new president, Jessica Kreutziger.

A motion was made by Councilmember Trainor, seconded by Councilmember Gordon and approved unanimously with the exception of Councilmember Buckenroth who is absent to authorize Supervisor Houghtling to enter into the Nassau-Shatford Youth Association (the "League") contract for 2022.

Comprehensive Plan Greenway Grant Amendment:

Supervisor Houghtling stated that we received a grant for our Comprehensive Plan and there was some funding leftover after completing the plan and making copies. She stated that Ted Salem as Chair of that committee worked with the grant foundation to be able to expend the remaining grant money towards the Master Park Plan. Supervisor Houghtling stated that we already budgeted \$30,000 and agreed to spend that. This amendment will give us \$3,397.00 towards the Master Park Plan. She stated that after we spend the \$30,000.00, we will receive \$3,397.00 back in grant revenue.

A motion was made by Councilmember Gordon, seconded by Councilmember Anthonisen and approved unanimously with the exception of Councilmember Buckenroth who is absent to authorize Supervisor Houghtling to sign the MOU Rescope Documents.

Traffic Control Signs:

Supervisor Houghtling stated that she will need to table this agenda item but wanted to put it on everyone's radar. She stated that they budgeted for two speed radar signs and the company that they want to buy them from are a sole provider. Our Procurement Policy will require three written quotes and we cannot get three quotes for this specific product. Supervisor Houghtling reached out to the Association of Towns to find out with the letter that was provided stating that they are the sole vendor that sells them if the town is okay to not get the other quotes or if the town will have to get comparable quotes even though there is no other product as good as the ones we are looking at. She stated that hopefully by next months meeting she will either have the three written quotes or approval from AOT that we don't need the three written quotes and we can go forward with the one.

Columbia-Greene Workforce NY:

Supervisor Houghtling stated there is a wonderful program where Columbia-Greene Workforce NY pays for summer camp counselors for the town. It is for low-income families; they have to reach certain income guidelines. Last year the camp had one employee that applied and met the criteria. Supervisor Houghtling is looking for approval from the board to enter into the agreement with Columbia-Greene.

A motion was made by Councilmember Gordon, seconded by Councilmember Trainor and approved unanimously with the exception of Councilmember Buckenroth who is absent to authorize Supervisor Houghtling to enter into the Worksite Agreement with Columbia-Greene Workforce NY.

Contract With CCSO For Court Security:

Supervisor Houghtling stated that there is no change from last years contract with Columbia County Sheriff's Office to provide court security for the Justice Court.

A motion was made by Councilmember Trainor, seconded by Councilmember Gordon and approved unanimously with the exception of Councilmember Buckenroth who is absent to authorize Supervisor Houghtling to enter into the proposed contract with Columbia County Sheriff's Office to provide court security for the Justice Court from 3/1/2022 to 2/28/2023.

COMMITTEE/LIAISON REPORTS:

Assessor (Councilmember Gordon):

Councilmember Gordon reported the following from the Assessor:

All is good. Working on getting tentative roll ready. New computer is getting set up this week. Will be starting reval work as soon as tentative roll is filed.

Building Department (Councilmember Buckenroth):

Councilmember Buckenroth left the meeting early due to illness but stated there is no news to report at this time before she left.

Business & Economic Development (Councilmember Gordon):

Monte Wasch, BEDC Chair reported the following:

At our next meeting on March 14th, we will have as our guest, Michael Tucker, President of the Columbia County Economic Development Corporation (CEDC) to discuss with us how CEDC might serve as an alternative to forming our own Local Development Corporation. If CEDC has the ability to act as our funding conduit, it will bring to us their long experience with grant administration, and offer us the value of their consulting services. We are moving forward on our infrastructure initiatives, and putting together a plan to meet our objectives under the Comprehensive Plan updating process to produce a strategic plan for marketing New Lebanon to new business ventures.

***CAC & Environmental Management & Climate Smart Task Force
(Councilmember Gordon):***

David Farren, CAC Chair reported the following:

At last night's meeting the CAC discussed many of the same topics that were discussed at tonight's meeting; landfill, water study, Trees for Tribes project on Shatford Park.

David Farren read the following update from Peg Munves, CAC Member:

Trees for Tribes update:

The CAC is looking forward to working with Councilmember Britt Buckenroth and to getting input from Barton and Loguidice on their vision for the plants and Shatford Park overall. They have all the information about the Trees for Tribes program, as well as the original design from the DEC/Trees for Tribes folks, and our ideas for a small area redo in the area of concern the Town Supervisor spoke to us about. We will work on getting them the information as to what is planted where and see what they need as well as getting them the identification of the plants are yet unplanted.

Those few dozen plants that are NOT yet planted and are wintering over. We would appreciate advice on the survivors and how those can be cared for until such time as they can be planted and look forward to a timeline so we can organize some planting days.

Currently we plan on getting our watering systems in place sometime in early May so we are sure the plants are well hydrated, and checking on all the plants and weed mats. We will discuss all of this with Britt and the park planners as well.

Steve Powers, CSC Chair reported the following:

At our last meeting, the CSC had a presentation on Heat Pumps by Tara Donadio from the Capital District Regional Planning Commission. We will now start to promote them to residents by holding educational seminars online via the library.

The Heat Pump that was installed at the garage using grant money from the CSC program cost \$8530 and according to Tara we will be able to get points in the CSC program but not the CEC where the original grant money came from.

The CSC also voted unanimously to ask the Town Board to support legislation that is the NY State Assembly and Senate requiring a moratorium on cyber-currency mining in New York. The legislation would also require an environmental impact statement review of the process which has never been done. This mining, also known as proof of work authentication, requires enormous amounts of energy and was previously done mainly in China. The Chinese prohibited it and the companies decided to move to Upstate NY because we have closed many fossil fuel power plants as we transition to renewable energy. These bitcoin companies have reopened the old power plants and are running them 24/7 generating carbon dioxide levels that some say is equivalent to that produced by the entire country of Argentina. We hope that with New Lebanon taking a stand, other towns around the state will follow in our footsteps encouraging more legislators to vote for this legislation and the Governor to sign it. I would add that our new state assembly person, Didi Barrett is also a co-sponsor of the bill. Last night the CAC also unanimously approved this ask of the Town Board. Thank you.

A motion was made by Councilmember Trainor, seconded by Councilmember Gordon and approved unanimously with the exception of Councilmember Buckenroth who is absent to authorize Supervisor Houghtling to send a letter in support of this legislation to our State Legislators.

The CSC is planning an Earth Day Road clean up on April 23. More details to follow.

The popup Repair Cafe on Feb 26 at the Farmers Market was a big success and they are looking at another one potentially on March 26.

Our Cornell projects are up and running. The Green jobs training project will hopefully create a curriculum that the New Lebanon High School and Columbia Greene Community College can utilize. Marc and I have had calls with the Guidance Counselor at the HS, the president of Columbia Greene Community College and next week with the president of Questar which is the BOCES program that the HS works with. They are all very enthusiastic about working together.

Our other programs are working as normal.

Bruce Shenker, Environmental Management reported the following:

County beginning community solar campaign and New Lebanon is participating.

County solid waste plan is now available and public comment period opens tomorrow.

We have compiled a list of property owners between Shatford Park and the Ceramix Land and we have made that available to Barton & Loguidice to see if we can incorporate the rail trail into their plans for the park.

Rail trail has received an offer of 10k to pay the back taxes on the next property after Lovers' Lane so we are hoping to take ownership.

Steve has sent me a link for possible grants for Corkscrew rail trail and we are beginning to investigate.

Grant application has been submitted for a feasibility study on the trail through Shaker Swamp.

Climate Teach in March 30 at Columbia Green Link is: <https://gps.bard.edu/world-wide-teach-in>

On March 27 at 3:00 pm, the North Chatham Free Library will present a Zoom program with John Feldman, award winning filmmaker, teacher, and passionate naturalist. He will preview his new documentary-in-progress, "Regenerating Life: How to Cool the Planet, Feed the World, and Live Happily Ever After." During his many global trips to study water systems, John has concluded that an important part of climate change involves water – drought where water is needed and floods where it isn't, largely because of widespread deforestation and the impact of chemical commodity-driven agriculture. This has broken the bio cycle of water passing naturally through earth to tree roots to trunk to leaves to atmosphere. He believes we humans can make a difference in just a few decades, given political will, and individuals can do much to help heal the planet.

Fire, Law Enforcement & Emergency (Councilmember Trainor):

Councilmember Trainor read the following activity summary:

Jan: 7 Emergency Calls, 5 Drills & Training, 62 People and 101.53 Man Hours.

Feb: Alarm Activations, Work Detail, Funeral for Matt, Drill, Task Force Drills, Hazmat Training and OSHA Training.

3 Emergency Calls, 5 Drills & Training, 1 Funeral, 86 People and 216.667 Man Hours.

Highway (Superintendent Winestock & Councilmember Trainor):

Councilmember Trainor nothing to report at this time.

Historian & LVHS: (Councilmember Trainor):

Historian:

Councilmember Trainor reported the following from the Historian:

Name: Elizabeth Sheffer-Winig

Date Report Prepared: February 22, 2022

Annual Report for the Year: 2022

Name of Municipality: Town of New Lebanon

Estimated Population: 2172 (2018)

Address: [24 Main Street, Lebanon Springs, NY 12125](https://www.google.com/maps/place/24+Main+Street,+Lebanon+Springs,+NY+12125)

Date Appointed Historian: January 1, 2020

Phone Number: 5187081408

Email Address: ejsheffer@gmail.com

Website/Social Media: <http://www.townofnewlebanon.com/town-offices/town-historian/>

Office Hours: Tuesday and Wednesday 10 - 1; by appointment

Office Hours: 10

Annual Salary: \$750.00

Total Budget: \$2817.00

Number of Office Visits (Estimated): 40

Number of Phone/Email Inquiries Received/Answered (Estimated): 50

Number of Municipal Meetings Attended(Town/Village Board, County

Legislature, Zoning, Planning, etc.): 1

Exhibits:

School Classroom Lectures/Presentations:

Public Lectures/Presentations: Cemetery of the Evergreens Board of Trustees

Historical Research: Revolutionary War veterans buried in New Lebanon, Schools of New Lebanon, Churches of New Lebanon, Columbia Hall/New Lebanon Warm Springs tourism, The visit of the Marquis de Lafayette to New Lebanon

Historical Publication:

Historical Events/Celebrations:

Historic Preservation Projects: Preservation of the gravestones of Revolutionary War veterans buried in Cypress Hill part of Cemetery of the Evergreens

Heritage Tourism Projects: Creating interactive tourism map of the town to be incorporated into a larger map of Columbia County

Conference/Workshops Attended: Virtual attendance of the APHNYS conference

Other: Meeting with local historians Sharon Moon and Glenn Fisher

Donation of a display case to house historic artifacts in the meeting room of the town hall

Interview with Rob Gelles on the connection of Eleanor and Franklin Roosevelt to New Lebanon <https://wavefarm.org/wf/archive/2yek9t>

LVHS:

Councilmember Trainor reported that the LVHS hopes to have a live meeting in April.

Justice Court/Constable (Councilmember Anthonisen):

Councilmember Anthonisen stated no report at this time.

Library (Councilmember Buckenroth):

Councilmember Buckenroth is absent, no report.

Buildings, Parks & Recreation (Councilmember Buckenroth):

Councilmember Buckenroth is absent, no report.

Supervisor Houghtling reported that there is a new Park Staff employee, Austyn Ryan who replaced Tim Sears. This is an appointment made by the Park Superintendent, Donnie Sears.

Seniors (Councilmember Gordon):

Mary Young reported the following:

I attended the Launch of EVERHOME COLUMBIA INC. today at Columbia Greene Community College. This is the new home health care agency we had discussed a couple of months ago.

This agency is innovative in that it combines technology and the way we would want health care to be. Each client has a case manager who coordinates the care of the client to include family, medical and their needs.

The cost is on a scale with a \$1000 dollar possible out lay for the equipment needed and then \$ 360 per month. These costs may be covered by Medicaid, Medicare, and Insurance companies. There is funding also available during the pilot program.

The program uses technology to monitor for vital signs, medication management, safety programs and online and in person medical care all in the home. The program has the cooperation of NY Connects, Columbia County EMS, Columbia Memorial Hospital and Physicians groups. The New York State Office of the Aging is watching the program as are the legislators in hopes to be able to make this program statewide and the nationwide as the population of over 65 grows and those with disabilities.

The pilot will include 400 clients initially, if you would like more information call 518-407-1625 at EXT. 203 Karen Wolff. I will leave brochures with Marcie as well.

Volunteers (Councilmember Anthonisen):

Councilmember Anthonisen stated that she is working on creating a Senior volunteer team task force to help assist seniors with chores and tasks that they need help performing.

Mary Young informed Councilmember Anthonisen that there is already a group that does that for seniors, "Neighbors Helping Neighbors of Northern Columbia County". Mary reported that she has asked several times at the NL Seniors meetings and no one has been interested in the service other than transportation.

If anyone is interested in volunteering, please contact Councilmember Anthonisen at: manthonisen@townofnewlebanon.com.

Comparison Committee (Councilmember Anthonisen & Supervisor Houghtling):

Supervisor Houghtling reported that she and Councilmember Anthonisen met with the building department, it was a great meeting and both Cissy Hernandez, ZEO and Jeff Hattat, CEO are fully engaged and want to be the best that they can be and have the support that they need to do that. Their focus was on how they can help and support the building department, what is working really well, what can be improved upon, etc.

They will be meeting with other towns comparable to New Lebanon based on the recommendation of the building department.

Quality of Life Committee (Councilmember Anthonisen, Councilmember Buckenroth & Supervisor Houghtling):

Supervisor Houghtling reported that their first meeting is March 15th. Mike Tucker from the CEDC will be joining them.

Comprehensive Plan Action Item Update (Supervisor Houghtling):

Supervisor Houghtling reported that Norman Rasmussen is the coordinator. He has been in touch with the four committees from last months meeting that the Town Board designated, she will send him the ones from this meeting. Hopefully he will have an update for next months meeting. Supervisor Houghtling will be reporting on his behalf.

County Update (Supervisor Houghtling):

Supervisor Houghtling reported that the Solid Waste Plan is available on the County website. There is a 45-day comment period and she encourages all residents who have an interest to read the plan and submit any comments that they have in the next 45 days.

The County has done two funding spends with their ARPA funds; a Mobile Crisis Assessment Team (MCAT) for mental health emergencies county wide lost some of it's state funding so the County used ARPA funds to put that funding back in and it is a Columbia Greene shared program; Department of Social Services (DSS) and Mental Health at the county collaborated in a request to the county to fund two FTE's (Full Time Equivalent) with a vehicle and these two people will be solely focused on providing support such as transportation and services for individuals who need it.

The County is planning on spending ARPA funds on housing units with services like DSS and mental health for the homeless. There will be a housing report done on March 30th that was prepared by Pattern for Progress for the county that looked countywide at what our housing issues are and where we are lacking and what could be done about it.

ANNOUNCEMENTS:

APRIL: (at the Town Hall)

Tuesday, April 12th, 2022 at 6:30pm- Special Meeting -Interview SYP Asst Prog Dir

Tuesday, April 12th, 2022 at 7:00pm- Regular Monthly Meeting

PRIVILEGE OF THE FLOOR:

In addition to an in-person privilege of the floor, Supervisor Houghtling will read all comments, questions and concerns emailed to supervisor@townofnewlebanon.com during the meeting. There were no other emails for POF.

ADJOURNMENT:

A motion was made by Supervisor Houghtling, to adjourn the meeting at 9:48pm. The motion was seconded by Councilmember Gordon.

Roll Call Vote:

Councilmember Buckenroth -	Absent
Councilmember Gordon -	Aye
Supervisor Houghtling -	Aye
Councilmember Trainor -	Aye
Councilmember Anthonisen-	Aye

Respectfully submitted,

Marcie Robertson
New Lebanon Town Clerk